**HONOURABLE SRI JUSTICE GODA RAGHURAM**

**WRIT PETITION No. 8008 of 2007**

**DATED: 19-04-2007**

Between:

K.Savitri

…Petitioner

and

The District Collector,
West Godavari at Eluru and others

…Respondents.

**HON'BLE SRI JUSTICE GODA RAGHURAM**

**W.P.No. 8008 of 2007**

**ORAL ORDER:**

For providing house-sites to people belonging to the weaker sections, the land of the petitioner in an extent of Ac.2-53 cents in Sy.No.198/2 of Mortha Village, Undrajavaram Mandal, West Godavari District has been notified for acquisition. Notice soliciting objections under Section 5-A of the Land Acquisition Act, 1894 (for short 'the Act') has been issued to the petitioner. The petitioner lodged her objections and her husband has also attended the enquiry. The 1st respondent who is the competent authority considered the objections including her claim that this is the only land of the petitioner. He rejected the objections recording that this land is required for providing house-sites to the weaker sections people. This rejection order dated 5-3-2007 by the 1st respondent has been communicated to the petitioner. Now the respondents are taking steps for issuing draft declaration and for initiating further proceedings under the Act. This is the grievance.

This court discerns no infirmity in the order of the 1st respondent. The singular ground urged by the learned counsel for the petitioner is that as this is the only land of the petitioner,it is not liable for acquisition. No authority in support of such a contention is placed before this Court. Land acquisition is an act of compulsory purchase and for State purposes. The land owners, if their properties are acquired, are entitled to not only the market value but also solatium and additional market value. Over all it is a handsome compensation package. The process of acquisition is *per se* not arbitrary and is

within the spectrum of discretion available to the State under a legislative regime.

On the aforesaid analysis, no case is made out for interference. There are no merits.

The writ petition is accordingly dismissed at the stage of admission, after hearing the learned Government Pleader for Land Acquisition also. There shall be no order as to costs.

_____

**GODA RAGHURAM, J**

19-04-2007
GRR